

**U.S. Department of Labor**

Office of Administrative Law Judges  
36 E. 7th St., Suite 2525  
Cincinnati, Ohio 45202

(513) 684-3252  
(513) 684-6108 (FAX)



**Issue Date: 05 March 2007**

Case No.: 2006-ERA-00034

In the Matter of:

MICHAEL T. PONZO,

Complainant,

v.

AMERGEN CLINTON POWER STATION,

Respondent.

**RECOMMENDED DECISION AND ORDER**  
**APPROVAL OF SETTLEMENT AGREEMENT**

This proceeding arises under the provisions of § 211 of the Energy Reorganization Act, 42 U.S.C. § 5851.

On February 22, 2007, Complainant, Michael T. Ponzo and Respondent, AmerGen Clinton Power Station, filed a Motion to Dismiss With Prejudice and a Confidential Settlement Agreement, and General Release. The Settlement Agreement is signed by all parties and their attorneys.

Upon review of the agreement, I have concluded that the terms of settlement are fair and reasonable. By the signing of a Confidentiality Agreement, the parties have demonstrated their intent to keep the settlement agreement confidential. The Agreement will remain confidential insofar as provided by law.

Upon consideration of the foregoing, it is hereby,

ORDERED that the Confidential Settlement Agreement and General Release is approved and this matter is Dismissed With Prejudice.

A

LARRY S. MERCK  
Administrative Law Judge

NOTICE: This Recommended Decision and Order will automatically become the final order of the Secretary unless, pursuant to 29 C.F.R. § 24.8, a petition for review is timely filed with the Administrative Review Board, United States Department of Labor, Room S-4309, Frances Perkins Building, 200 Constitution Avenue, N.W., Washington, D.C., 20210. Such a petition for review must be received by the Administrative Review Board within ten business days of the date of this Recommended Decision and Order, and shall be served on all parties and on the Chief Administrative Law Judge. See 29 C.F.R. §§ 24.7(d), 24.8, and 24.9.